

City of Edna Bay - Regular Meeting

1 — Meeting Date, Place and Call to order:

This Regular meeting was held on Monday, February 11th, 2019 at Edna Bay School.
At the approval of those in attendance, Mayor Richter called the meeting to order at 6:05 PM.

2 — Roll Call:

Heather Richter	- Mayor / Presiding Officer	(Present)
Karen Williams	- Vice Mayor / City Council	(Present)
Tyler Poelstra	- Clerk / City Council	(Present)
Myla Poelstra	- Treasurer / City Council	(Present)
Sandy Henson	- City Council	(Present)
Doris Greif	- City Council	(Present)
Lee Greif	- City Council	(Present)

2.1 — Public Participants:

Joe Wargi	Katie Buss	Sharon Wargi	Richard Stockdale	Mike Williams
Maureen Viera	Brian Poelstra	Logan Richter	Pat Richter	Ken Widmayer
Roger DiPaolo	Louise DiPaolo			

3 — Consent Agenda:

A: Approval of Meeting Agenda:

The current agenda was read by Councilor (Mr.) Poelstra.

Consensus of the public attendants was taken in favor, and no objections were noted.

B: Approval of Prior Meeting Minutes:

The following minutes were presented for review:

1: Special Minutes of January 14th, 2018 -

Councilor (Mr.) Poelstra noted his concerns with the precedent set by the length and content of the letter read back for the record during Person's to Be Heard regarding Pat Richter's summary of views and positions on the history of the Post Office. Councilor (Mr.) Poelstra felt that there was no quid-pro-quo basis for what was done. He felt allowing such an extended statement of personal views and feelings to be recorded as historical record and the scope of precedent it sets was beyond what he felt was reasonable. He suggested that it should be summarized to only the first sentence that described the basis and general contents of the letter.

Richard Stockdale expressed his view that Person's to Be Heard can be about anything, even if it is not related to City business in any way.

Mayor Richter stated that in the future, time for Person's to Be Heard should be limited to 3 minutes or less for any statements that are made.

Consensus of the public attendants was taken in favor, and one objection was noted.

Motion:

Mayor Richter moved that we approve the consent agenda.

- Seconded by Councilor (Mrs.) Greif
- **Approved by unanimous vote of the council**

3.1 — Business:

Old Business:

- a: Opening of Bids/Award For Road Contracts EDB-11-18-C105 and EDB-11-18-C106, Discussion and Decision.
- b: Hearing for Budget Amendment Ordinance #18-15NCO for Roads, Discussion and Decision.
- c: City Employment / Bulk Fuel Training Opportunity, Discussion and Decision.

New Business:

- a: *Postal Budgetary Timeline Revision, Discussion and Decision.*
- b: *Public Hearing of Budget Amendment Ordinance #18-17NCO for Fuel and Postal, Discussion and Decision.*
- c: *Review of Figures and Specifications of New Breakwater Design, Discussion and Decision.*
- d: *Amending Snow Plow Policy, Discussion and Decision.*
- e: *Reimbursement for Prior Work Done on Alcoa Lane, Discussion and Decision.*
- f: *Old Bulk Fuel Tanks Disposal, Discussion and Decision.*

4 — Mayor's Report:

No report.

5 — Clerk's Report:

No report.

6 — Treasurer's Report:

Myla Poelstra read back the treasurer's report.

7 — Committee Reports

7.1 — Dock Committee:

Councilor (Mrs.) Williams asked when a Dock Committee meeting can be held. Tyler Poelstra (Dock Chair) stated that any time there is a need a meeting can be called.

Mayor Richter spoke with DOT now that they have received the City resolution. Mike Lukshin will be checking in with Kirk Miller on design work and getting the process moving forward soon. Discussion around whether to replace or repair the old stall finger floats will be on the next agenda. Mayor Richter stated that we will at least want to make notices for posting that state the floats are "Use at your own risk".

7.2 — Road Committee:

No report.

7.3 — EMS Committee:

No report.

7.4 — Search & Rescue Committee:

No report.

7.5 — Fire Committee:

Lee Greif (Fire Chief) reported that a fire truck was located and purchased and it has been shipped to Prince of Wales. It is a 1988 Ford 4x4 Diesel with a utility box, pump, reel and is designed for fighting fires. It will need new tires (6), a new battery, and transport arrangements to get it from Thorne Bay to Edna Bay. The cost of the truck was just under \$7K without shipping.

It was agreed to add a budget amendment for covering shipping and purchasing a battery and tires.

7.6 — Fish & Game Advisory:

No report.

7.7 — Bulk Fuel:

Mayor Richter noted that the lexan will need to be installed, and if the cost of the install is under \$500 we can have the previous contractor do the work if they are willing. The City also needs to have the fuel containment boom moved from Craig to Edna Bay.

8 — Old Business

Item A – Opening of Bids/Award For Road Contracts....:

No bids were turned in for the contracts. It was agreed to repost them for another month and move the

agenda item to the next meeting.

Item B – Hearing for Budget Amendment Ordinance #18-15NCO for Roads....:

The draft ordinance was projected on the overhead, read back and copies shared with those in attendance.

Mayor Richter noted that there were no bids for the road work, and the estimated amount of funds needed for covering the contracts is still being estimated. After discussion it was agreed to amend the ordinance to modify section A to allocate the funds needed for the Fire Department since the funds would already be unencumbered from the bulk fuel construction in ordinance #19-17NCO.

Consensus of the public attendants was taken in favor of the amended draft ordinance.

No objections were noted.

Motion:

Mayor Richter moved to modify Section 4 item “A” on draft ordinance #18-15NCO and add an allocation of \$5,000.00 to the Fire budget.

- *Seconded by Councilor (Mr.) Poelstra*
- **Approved by unanimous vote of the council**

It was agreed to move the item to the next agenda and repost the amended ordinance.

Item C – City Employment / Bulk Fuel Training Opportunity....:

No applicants applied for the position(s). It was agreed to table the item to next months meeting.

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New Business

Item A – Postal Budgetary Timeline Revision....:

Mayor Richter explained that the way the City code is written it does not appear to be possible to vote to spend funds without having an ordinance to allocate the funds first. She explained that due to the Postal budget change for freight hauling being agreed to take effect in January and the City being unable to pass a budget ordinance by the end of last month to pay it on time, it is necessary to move the start date forward to February.

Consensus of the public attendants was taken in favor of amending the start date to February 12th.

No objections were noted.

Motion:

Mayor Richter moved that we move the postal freight expense start date to February 12th, 2019.

- *Seconded by Councilor Henson*
- **Approved by unanimous vote of the council**

Item B – Hearing for Budget Amendment Ordinance #19-17NCO for Fuel and Postal....:

The draft ordinance was projected on the overhead, read back and copies shared with those in attendance.

Mayor Richter explained that the bulk fuel purchase figure in the ordinance can be reduced to \$5,500, and the amount of bulk fuel construction funds to un-encumber can be reduced to \$80,000. Some bills were still out as of the last meeting, which has resulted in the construction funds being reduced

Consensus of the public attendants was taken in favor of the proposed amendments to the draft ordinance.

No objections were noted.

Motion:

Councilor (Mrs.) Poelstra moved to amend non-code ordinance #19-17NCO section 4 item “A” to \$5,500.00 and item “C” to \$80,000.00.

- *Seconded by Councilor (Mr.) Poelstra*
- **Approved by unanimous vote of the council**

Consensus of the public attendants was taken in favor of the amended draft ordinance.

No objections were noted.

Motion:

Councilor (Mrs.) Poelstra moved to pass non-code ordinance #19-17NCO as amended.

- *Seconded by Councilor (Mr.) Poelstra*
- **Approved by unanimous vote of the council**

Item C – Review of Figures and Specifications of New Breakwater....:

Pat Richter presented additional information he has obtained on the figures and design since the last meeting.

The breakwater is stacked with 6' diameter loader tires end to end and add lots of weight to the design which will help break waves. Questions were raised on how long the breakwater design will last and how long the design has been in service. The design has been in use for around a year. Pat suggested Chuck Poole (designer) would likely not state an estimate on lifespan, but Pat feels that it could last 20-30 years. He suggested that with the current dock being in such poor shape he would like see the City invest in it. Pat feels the new design is the best long term option since logs don't last that many years.

He noted the cost of the breakwater is more than the ~\$300/ft initially provided, which was only for material costs. The estimated cost to fabricate the breakwater is ~\$170K, not including moving it to Edna Bay. Pat noted that Chuck Poole is willing to fly out to Edna Bay and inspect the anchors if we decide to pursue the design. Pat stated he has discussed the breakwater design at length with Chuck Poole and wants Chuck to look into nylon anchor lines. Chuck has recommended chasing the breakwater to the anchors.

Questions were raised on whether the design has been run by DOT to be factored into their design process for compatibility with the new dock design and to get their comments. Questions were raised on Army Corps of Engineers permit amendments, or if a new permit and coastguard approved anchors would be necessary for the heavier / larger breakwater. General consensus was that it will be better to work in conjunction with DOT on the discussions around the new dock facility.

Councilor (Mrs.) Poelstra suggested there may be block grants available to cut the cost of the breakwater. Application periods for those types of grant sources will be open soon, and money would be in by the fall. Councilor (Mr.) Poelstra suggested that before we move into the process he will work with the Army Corps while Councilor (Mrs.) Poelstra work on identifying block grants and funding sources.

Pat Richter and Kenny Widmyer felt it would be best to add to the length and move the breakwater 50' towards the LTF to better protect the harbor. Pat also suggested 320' length would be best. Councilor (Mr.) Poelstra asked if Chuck Poole is able to set new anchors, and/or move the existing ones if needed. Pat said he would ask Chuck whether that was possible.

It was agreed to table the item to the next agenda.

Item D – Amending Snow Plow Policy....:

The draft policy changes were projected on the overhead, copies presented to those in attendance and reviewed.

Mayor Richter explained that she contacted the municipal attorney to review our snow plow policy documents and he recommended some changes. The changes protect the City from undue responsibility for things that are not easily maintained in a bush community. The changes included allowing for times where no contractor is available to plow snow and specifying that the City is not required to remove ice or to sand roadways.

Consensus of the public attendants was taken in favor of accepting the proposed changes as presented. No objections were noted.

Motion:

Councilor Williams moved to adopt the Snow Plow Policy and Application as amended.

- *Seconded by Councilor (Mr.) Poelstra*
- **Approved by unanimous vote of the council**

Item E – Reimbursement for Prior Work Done on Alcoa....:

Richard Stockdale provided copies of the original work proposal and copies of the material receipts for the work done on Alcoa in 2016. He explained his feelings on the work being done and his hope for some form of reimbursement if possible.

Mayor Richter explained that at the time the work was needing to be done the City did not have contracting policies in place and it would have taken additional time to get the road work process completed. At their request, the City gave the property owner permission to act quicker than the City could to finish the road up to their driveway with the mutual understanding that it would be at the property owner's expense and after the City approved their work proposal. Those steps were carried out at public meetings in 2015.

Richard explained that it cost him \$1500.00 for rock and a culvert to complete 190' of road needed to access his property. Before moving into Edna Bay, he was told the then Community government had built roadway for property owners to access their land, and due to the City being unable to do the work in a time frame that would work with his construction goals, he explained that it was necessary to pay out of pocket. He expressed that it grates him that up to \$30K has been spent on roads to peoples homes that do not, or no longer live in Edna Bay.

Mayor Richter explained that due to the way the municipal code is designed, it would be very difficult to do any reimbursement for prior work done. She noted that others have had to pay expenses for roadwork to access their lots in the past, and feels that repayment would set a precedent. Councilor (Mr.) Poelstra also noted his concern about precedent, but is not concerned about the cost and feels that Richard has followed all due process with the City and acted responsibly at each step working to report all details of the work and obtain approval before performing any activity.

After discussion it was agreed to look into whether there is any way for a reimbursement to be done for Richard. Mayor Richter will inquire with our LGS's and the municipal attorney before moving ahead.

It was agreed to table the item until the next meeting.

Item F – Old Bulk Fuel Tanks Disposal...:

Mayor Richter explained that the City owns two fuel tanks that were acquired in 2009 from the USFS early on in the pursuit of the bulk fuel storage project. The tanks were unable to be used in the final project for various compliance requirements that applied to the final project. Now that the project is complete, what does everyone want done with the tanks?

Councillor (Mrs.) Poelstra asked if the size / quality of the tanks was suitable for use in some sort of incineration plant. Pat Richter felt that they are too large for that use and would fill up too quickly. Brian Poelstra felt that the steel in the tanks has an inherent value to someone who could cut the tanks up to make use of their materials which he feels could draw interest from outside of Edna Bay.

Discussion was held on whether we should let the tanks to bid in the news paper, or let them locally first. It was agreed to let them locally first, and if they don't sell to then advertise them around the region.

Consensus of the public attendants was taken in favor of letting the tanks for bid locally. No objections were noted.

Motion:

Councilor (Mr.) Poelstra moved to put the two (2) old storage tanks on the LTF out to bid locally.

- *Seconded by Councilor (Mrs.) Poelstra*
- **Approved by unanimous vote of the council**

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None.

Persons to Be Heard

Adjournment

Mayor Richter moved that the meeting be adjourned.

Motion to adjourn seconded by Councilor Williams.

Meeting adjourned at 7:43 PM.